

**MINUTES  
REGULAR MEETING**

City Council of the Town of Colma  
Town Hall, 1198 El Camino Real  
Colma, CA 94014

**Wednesday, December 10, 2008  
7:30 p.m.**

**CALL TO ORDER**

Mayor Joanne F. del Rosario called the Regular Meeting of the City Council to order at 7:30 p.m.

Council Present – Mayor Joanne F. del Rosario, Vice Mayor Joseph Silva, and Council Members Diana Colvin, Helen Fisicaro and Raquel "Rae" Gonzalez were present.

Staff Present – Interim City Manager Laura Allen, City Attorney Roger Peters, Police Chief Bob Lotti, City Planner Andrea Ouse, Recreation Services Director Brian Dossey, City Engineer Rick Mao, Deputy Public Works Director Brad Donohue, and Administrative Technician Kris Krow.

**PUBLIC COMMENTS**

Mayor del Rosario opened the public comment period and seeing no one, closed the comment period at 7:31 p.m.

**CONSENT CALENDAR**

Mayor del Rosario asked if there were any changes to the consent calendar. With no changes, Mayor del Rosario called for a motion to approve the consent calendar.

1. Motion to Accept the Minutes from the November 12, 2008 Regular Meeting.
2. Motion to Approve the Warrants List for November 2008.
3. Motion to Adopt an Ordinance Amending Colma Municipal Code Section 4.09.260, Relating to Permissible Controlled Card Games, and Repealing Section 4.09.220 (*second reading*).
4. Motion to Approve a Resolution Adopting an Amended Appendix to the Conflict of Interest Code Pursuant to the Political Reform Act of 1974.

**Action:** Council Member Fisicaro moved to approve the Consent Calendar, Items # 1 through 4, and was seconded by Vice Mayor Silva and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Joanne del Rosario, Mayor	✓				
Joseph Silva	✓				
Diana Colvin	✓				
Helen Fisicaro	✓				
Raquel "Rae" Gonzalez			✓		
Voting Tally	4	0	1		

Council Member Gonzalez abstained from voting on the Consent Calendar Items, as this was her first meeting as a Council Member

## PUBLIC HEARING

### 5. APPLICATION FOR USE PERMIT AT 1635 MISSION ROAD

City Planner Andrea Ouse presented the staff report. Applicant representative, Michael Mathiason, was present and available to answer any questions from the Council.

Mayor del Rosario opened the public hearing and seeing no one closed the hearing at 7:36 p.m.

**Action:** Council Member Fisicaro moved to adopt a Resolution Approving a Use Permit and Design Review Permit for a General Contractor's Office, Warehouse and Storage Yard at 1635 Mission Road, the motion was seconded by Council Member Silva, and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Joanne del Rosario, Mayor	✓				
Joseph Silva	✓				
Diana Colvin	✓				
Helen Fisicaro	✓				
Raquel "Rae" Gonzalez	✓				
Voting Tally	5	0			

Council Member Fisicaro recused herself from Items # 6 through 8, due to a possible conflict of interest. Council Member Fisicaro's husband works for the applicants. Council Member Fisicaro stepped down from the dais and left the Council Chamber at 7:38 p.m.

### 6. LOT LINE ADJUSTMENT – CYPRESS LAWN EL CAMINO REAL CAMPUS

City Planner Andrea Ouse presented the staff report. Applicant representative, Michael Mathiason, was present and available to answer any questions from the Council.

Mayor del Rosario opened the public hearing and seeing no one closed the hearing at 7:40 p.m.

**Action:** Vice Mayor Silva moved to adopt Resolution Approving a Lot Line Adjustment for Property at 1370 El Camino Real, the motion was seconded by Council Member Colvin, and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Joanne del Rosario, Mayor	✓				
Joseph Silva	✓				
Diana Colvin	✓				
Helen Fisicaro				✓	
Raquel "Rae" Gonzalez	✓				
Voting Tally	4	0		1	

## 7. LOT LINE ADJUSTMENT - CYPRESS LAWN HILLSIDE CAMPUS

City Planner Andrea Ouse presented the staff report. Applicant representative, Michael Mathiason, was present and available to answer any questions from the Council.

Mayor del Rosario opened the public hearing and seeing no one closed the hearing at 7:44 p.m.

**Action:** Vice Mayor Silva moved to adopt a Resolution Approving a Lot Line Adjustment for Property at 1701 Hillside Boulevard, the motion was seconded by Council Member Colvin, and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Joanne del Rosario, Mayor	✓				
Joseph Silva	✓				
Diana Colvin	✓				
Helen Fisicaro				✓	
Raquel "Rae" Gonzalez	✓				
Voting Tally	4	0		1	

## 8. APPLICATION TO VACATE PORTION OF DWINELLE STREET

City Planner Andrea Ouse presented the staff report. Applicant representative, Michael Mathiason, was present and available to answer any questions from the Council.

Mayor del Rosario opened the public hearing and seeing no one closed the hearing at 7:46 p.m.

**Action:** Council Member Colvin moved to adopt a Resolution Vacating Portions of Easement for Dwinelle Street, an Undeveloped Street Located East of Hillside Boulevard and South of Hoffman Street, within APN 011-360-370, the motion was seconded by Vice Mayor Silva, and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Joanne del Rosario, Mayor	✓				
Joseph Silva	✓				
Diana Colvin	✓				
Helen Fisicaro				✓	
Raquel "Rae" Gonzalez	✓				
Voting Tally	4	0		1	

Council Member Fisicaro returned to the Council Chamber and took her seat on the dais at 7:48 p.m.

## STUDY SESSION

### 9. **FINANCIAL UPDATE** *(for discussion only, no action will be taken)*

Interim Manager Laura Allen presented the staff report. Council discussion followed.

Mayor del Rosario opened the floor for comments, and seeing none, closed the comment period at 8:12 p.m.

## NEW BUSINESS

### 10. **FILLING CITY TREASURER VACANCY**

Interim City Manager Laura Allen presented the staff report. Council considered three different actions regarding the vacant City Treasurer position: appoint a Treasurer, call a special election or leave the position vacant. A decision must be made by council by January 8, 30 days from the resignation date of former City Treasurer Rae Gonzalez.

Mayor del Rosario opened the public comment period at 8:16 p.m.

David Hatfield, Ken Gonzalez, Cynthia Silva and Ruby Paniaqua, all of Colma, spoke in favor of retaining the Treasurer position.

Mayor del Rosario closed the public comment period at 8:25 p.m.

Council discussion followed.

**Action:** Vice Mayor Silva moved to fill the vacant City Treasurer position by City Council appointment, the motion was seconded by Council Member Gonzalez, and failed by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Joanne del Rosario, Mayor		✓			
Joseph Silva	✓				
Diana Colvin		✓			
Helen Fisicaro		✓			
Raquel "Rae" Gonzalez	✓				
Voting Tally	2	3			

**Action:** Council Member Fisicaro moved to keep the City Treasurer position vacant, the motion was seconded by Mayor del Rosario, and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Joanne del Rosario, Mayor	✓				
Joseph Silva		✓			
Diana Colvin	✓				
Helen Fisicaro	✓				
Raquel "Rae" Gonzalez		✓			
Voting Tally	3	2			

## 11. COUNCIL COMMITTEE ASSIGNMENTS

City Council members discussed the Council Committee Assignments, and filled the assignment previously held by Council Member Frossanna Vallergera. The following assignments were given:

Committee Name	2009 Primary	2009 Secondary
<b>Office of Emergency Services</b> (EMERGENCY SERVICES COUNCIL, MEETS QUARTERLY 3 <sup>RD</sup> THURSDAYS IN JANUARY, APRIL, JUNE & SEPTEMBER, , AT 5:30 PM, AT THE HALL OF JUSTICE IN REDWOOD CITY IN JURY ASSEMBLY ROOM)	Colvin	del Rosario
<b>Colma Creek Flood District</b> (MEETS QUARTERLY, 2 <sup>ND</sup> TUESDAY @ 3PM IN MARCH, JUNE, SEPTEMBER AND DECEMBER AT CITY HALL, SOUTH SAN FRANCISCO)	Fisicaro	
<b>Peninsula Congestion Relief Alliance - "The Alliance"</b> <b>Board of Directors member</b> (6 X A YEAR, THURSDAY MORNINGS)	Gonzalez	
<b>C/CAG</b> (2 <sup>ND</sup> THURSDAY OF THE MONTH, 7PM)	Silva	
<b>League of California Cities</b> (ANNUAL CONFERENCE, AND WORKSHOPS THROUGHOUT THE YEAR)	All	
<b>San Mateo Council of Cities</b> (MONTHLY DINNER AND MEETING)	All	
<b>North San Mateo Council of Cities</b> (EVERY OTHER MONTH; NOT ACTIVE AT THIS TIME)	All	
<b>Mayor/Chamber Walks</b> (SCHEDULED BETWEEN THE MAYOR, CITY MANAGER & CHAMBER OF COMMERCE, APPROXIMATELY 5+ OUTINGS)	del Rosario	All other Council Members
<b>City Representative at Colma-Daly City Chamber of Commerce</b> (1-2 MEETINGS A YEAR, AS NEEDED)	del Rosario	
<b>Legislative Committee (C/CAG)</b> (ONCE PER MONTH, ON 2 <sup>ND</sup> THURSDAYS AT 5PM)	Silva	

Committee Name	2009 Primary	2009 Secondary
<b>ABAG Representative</b> (GENERAL ASSEMBLY MEETS TWICE PER YEAR APRIL & OCTOBER)	del Rosario	
<b>Housing Endowment and Regional Trust (HEART) Member Agency Committee</b> (MEETS 3 X A YEAR, 4 <sup>TH</sup> WEDNESDAYS, 2-3PM AT SAN MATEO CITY HALL)	Fiscaro	
<b>Housing and Community Development Commission (HCDC)</b> (MEETINGS ARE DURING THE DAYTIME, AS NEEDED. MORE MEETINGS AT BEGINNING OF THE YEAR. APPOINTED BY CITY SELECTION COMMITTEE)	Fiscaro	
<b>Grand Boulevard Task Force</b> (MEETS 3 <sup>RD</sup> WEDNESDAY, 10AM-12 NOON, MARCH, JUNE, SEPTEMBER, DECEMBER AT EITHER SAM TRANS IN SAN CARLOS OR CITY HALL IN SANTA CLARA)	Silva	Staff
<b>Sub – RHNA</b> (NO MEETINGS SCHEDULED AT THIS TIME)	Silva	

**Action:** Vice Mayor Silva moved to approve the Council Committee Assignments for 2008-09, seconded by Council Member Fiscaro, and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Joanne del Rosario, Mayor	✓				
Joseph Silva	✓				
Diana Colvin	✓				
Helen Fiscaro	✓				
Raquel "Rae" Gonzalez	✓				
Voting Tally	5				

## COUNCIL CALENDARING

Mayor del Rosario noted the following upcoming dates:

December 19, 2008 – Council of Cities Dinner at the Fire District Station

December 20, 2008 – Colma Adult Holiday Party

January 14, 2009 – Next Regular Council Meeting

Interim City Manager Laura Allen confirmed with Council the date of January 30, as the Council Workshop.

## ADJOURNMENT

There being no further business Mayor del Rosario adjourned the Regular Meeting at 8:45 p.m.

Respectfully submitted,

Kris Krow  
Administrative Technician

